



IOWA HOUSE DEMOCRATS

AMENDMENT SUMMARY

Justice Systems Appropriations SF 615

Status of Bill: House Calendar
Committee: Appropriations (14-9); Senate (32-18)
Research Analyst: Alison Ver Schuer; (515) 281-5939; Alison.Ver.Schuer@legis.iowa.gov

Lead Democrat: Rep. Anderson
Floor Manager: Rep. Worthan

Justice Systems Appropriations Analysis

H-1255 to SF 615 (Committee Amendment): This amendment will be withdrawn.

H-1271 to SF 615 (Worthan): The proposed FY 2019 budget for the Justice Systems budget is \$602.5 million, including \$17.6 million in other funds. The general fund proposal for FY 2020 is \$583.8 million, which represents an increase of \$13 million from estimated FY 2019. However, most departments and agencies receive a slight increase for salary adjustments.

Department of Justice: Overall, the Department would receive \$13.6 million, with an increase of \$77,768 for General Office salary adjustments and \$330,000 increase to the Legal Services Poverty Grants.

This legislation would require the Attorney General to report all court and money settlement awards made to the state. The Attorney General must report which funds are designated to receive the moneys and cite the legal authority to designate the funds. Additionally, the Attorney General must receive approval from the Governor, Executive Council or General Assembly in order to prosecute in any other out-of-state court or tribunal, including signing onto or authoring briefs as a non-litigant in an appellate court. The authority of the Attorney General would be determined at the time the action is initiated.

The Attorney General's office would be allowed to defend in an out-of-state court all actions according to the Attorney General's judgement or when requested to do so by the Governor, Executive Council, or General Assembly.

GENERAL FUND	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. 2019
Attorney General					
Dept. of Justice General Office	5,911,705	5,911,705	5,989,473	5,989,473	77,768
Victim Assistance Grants	5,016,708	5,016,708	5,016,708	5,016,708	0
Legal Services Poverty Grants	2,304,601	2,464,601	2,634,601	2,634,601	330,000
Total Attorney General	\$13,233,014	\$13,393,014	\$13,640,782	\$13,640,782	\$407,768

Total House FY 2020 AG General Fund Appropriation: \$13,640,782

Office of Consumer Advocate: The bill maintains the status quo of appropriating \$3.1 million from the Consumer Education and Litigation fund to the Department of Justice for farm mediation and litigation services. Additionally, the AG's office would maintain \$3.8 million from other funds for AG Prosecution and Appeals, Consumer Fraud, Older Iowans Consumer Fraud, and Farm Mediation Services.

<u>OTHER FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. 2019
Attorney General					
AG Prosecution & Appeals	1,500,000	1,500,000	1,500,000	1,500,000	0
Consumer Fraud	1,875,000	1,875,000	1,875,000	1,875,000	0
Older Iowans Consumer Fraud	125,000	125,000	125,000	125,000	0
Farm Mediation Services – CEF	300,000	300,000	300,000	300,000	0
Total Justice Department	\$3,800,000	\$3,800,000	\$3,800,000	\$3,800,000	\$0
Consumer Advocate					
Consumer Advocate – CMRF	3,137,588	3,137,588	3,137,588	3,137,588	0
Total Attorney General	\$6,937,588	\$6,937,588	\$6,937,588	\$6,937,588	\$0

Total House FY 2020 Consumer Advocate Other Fund Appropriation: \$3,137,588

Total House FY 2020 AG Other Fund Appropriation: \$3,800,000

Total House FY 2020 Department of Justice Other Fund Appropriation: \$6,937,588

Department of Corrections: The Department would receive \$387 million, with an overall increase of \$5.2 million compared to estimated FY 2019. The increase would include \$4.6 million additional funds to the Corrections Administration, and an additional \$1.2 million variously disbursed amongst the Correctional Institutions and Judicial Districts.

<u>GENERAL FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY 19
Dept. of Corrections					
Corrections Administration	5,287,909	6,346,881	9,866,436	8,773,216	3,485,307
County Confinement	1,575,092	1,082,635	1,082,635	1,082,635	-492,457
Federal Prisoners/Contractual	484,411	234,411	234,411	234,411	-250,000
Corrections Education	2,608,109	2,608,109	2,608,109	2,608,109	0
Corrections Offender Network	2,000,000	2,000,000	2,000,000	2,000,000	0
Mental Health/Substance Abuse	28,065	28,065	28,065	28,065	0
State Cases Court Costs	10,000	10,000	10,000	10,000	0
Total Central Office	\$11,993,586	\$12,310,101	\$15,829,656	\$14,736,436	\$2,742,850

This bill also appropriates \$1 million for the reimbursement of counties for temporary confinement of prisoners and offenders per Iowa Code and \$234,411 for federal prison, out-of-state placements and miscellaneous contracts reimbursements. These reimbursements offset the Department's \$4.6 million appropriation increase to provide an overall \$3.5 increase in funds.

<u>GENERAL FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Corrections Regional Inst.					
Fort Madison Institution	41,213,841	41,613,841	41,213,841	41,213,841	0
Anamosa Institution	32,414,148	32,414,148	32,414,148	32,414,148	0
Oakdale Institution	61,308,427	61,874,191	61,812,427	61,812,427	504,000

Newton Institution	28,261,220	28,327,158	28,327,158	28,327,158	65,938
Mount Pleasant Institution	25,676,413	25,676,413	25,676,413	25,676,413	0
Rockwell City	10,521,861	10,521,861	10,521,861	10,521,861	0
Clarinda	24,847,950	24,847,950	24,847,950	24,847,950	0
Mitchellville	23,294,090	23,294,090	23,294,090	23,294,090	0
Fort Dodge Institution	30,067,231	30,067,231	30,067,231	30,067,231	0
Department of Corrections					
Judicial Dist.					
CBC District 1	14,944,266	15,069,356	15,069,356	15,069,356	125,090
CBC District 2	11,547,739	11,618,090	11,618,090	11,618,090	70,351
CBC District 3	7,247,957	7,318,308	7,318,308	7,318,308	70,351
CBC District 4	5,740,922	5,811,273	5,811,273	5,811,273	70,351
CBC District 5	21,846,060	21,986,762	21,986,762	21,986,762	140,702
CBC District 6	14,839,165	14,839,165	14,839,165	14,839,165	0
CBC District 7	7,849,341	7,919,692	7,919,692	7,919,692	70,351
CBC District 8	8,164,521	8,443,071	8,443,071	8,443,071	278,550
Total Dep. of Corrections	\$381,778,738	\$383,952,701	\$387,010,492	\$385,917,272	\$4,138,534

Iowa Medical and Classification Center (Oakdale) would receive an additional \$504,000 appropriation for pharmaceutical costs. Additionally, the Community Based Correctional (CBC) Districts would receive an increase in appropriation to fund community treatment coordinator FTE positions.

This bill would also authorize the Department to use any FY19 appropriations to resolve a settlement agreement with Iowa OSHA relating to inadequate communication devices for staff at the Iowa State Penitentiary.

Lastly, this bill prohibits public safety assessments from being utilized during pre-trial hearings to determine pre-trial release.

Iowa Law Enforcement Academy: The bill provides ILEA \$1.9 million, including a proposed \$729,460 increase for relocation expenses needed while the current Academy building is being renovated or replaced.

GENERAL FUND	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Iowa Law Enforcement Academy					
Law Enforcement Academy	971,341	971,341	980,767	980,767	9,426
Academy Relocation Expenses	285,982	1,015,442	1,015,442	1,015,442	729,460
Total Law Enforcement Academy	\$1,257,323	\$1,986,783	\$1,996,209	\$1,996,209	\$738,886

Total House FY 2020 Law Enforcement Academy General Fund Appropriation: \$1,996,209

State Public Defender: This bill would appropriate \$67.7 million to the State Public Defender, which provides a \$450,000 increase from estimated FY 2019 to the Public Defender's administrative general fund, and \$3.1 million increase for the Indigent Defense fund. This would allow for the increase in indigent defense rates beginning July 1, 2019.

<u>GENERAL FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Office of Public Defender					
Public Defender's Office	26,505,299	26,605,299	26,955,139	26,955,139	449,840
Indigent Defense Appropriation	37,644,448	39,144,448	40,895,448	40,760,448	3,116,000
Total Office of Public Defender	\$64,149,747	\$65,749,747	\$67,850,587	\$67,715,587	\$3,565,840

Total House FY 2020 Public Defender General Fund Appropriation: \$67,715,587

Board of Parole: The Department would receive \$1.2 million dollars with a slight increase of \$13,313 for salary adjustments.

<u>GENERAL FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Parole, Board of					
Parole Board	1,221,374	1,221,374	1,234,687	1,234,687	13,313
Total Board Appropriation	\$1,221,374	\$1,221,374	\$1,234,687	\$1,234,687	\$13,313

Total House FY 2020 Board of Parole General Fund Appropriation: \$1,234,687

Department of Public Defense: The Department would receive \$6.4 million with a slight increase of \$70,584 compared to FY19 for salary adjustments.

<u>GENERAL FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Dep. of Public Defense					
Dept. of Public Defense	6,334,961	6,334,961	6,405,545	6,405,545	70,584
Total Defense Appropriation	\$6,334,961	\$6,334,961	\$6,405,545	\$6,405,545	\$70,584

Total House FY 2020 Public Defense General Fund Appropriation: \$6,405,545

Department of Homeland Security & Emergency Management: The Department would receive \$2.12 million with a slight increase of \$1,267 compared to FY19 for salary adjustments.

<u>GENERAL FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Dept. HSEM					
HSEM	2,123,610	2,123,610	2,124,877	2,124,877	1,267
Total HSEM	\$2,123,610	\$2,123,610	\$2,124,877	\$2,124,877	\$1,267

House FY 2020 Department of Homeland Security & Emergency Management General Fund Appropriation: \$2,124,877

<u>OTHER FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
HSEM					
E 911 Surcharge	250,000	250,000	250,000	250,000	0
Total HSEM	\$250,000	\$250,000	\$250,000	\$250,000	\$0

House FY 2020 Department of Homeland Security & Emergency Management Other Fund Appropriation: \$250,000

Total House FY 2020 Department of Homeland Security & Emergency Management Appropriation: \$2,374,877.

Department of Public Safety: Overall, the Department would receive \$102.2 million in FY20, with a proposed increase of \$3.8 million compared to estimated FY 2019, and a 15.0 FTE increase from 884.0 to 899.0.

The Department would receive a \$1.6 million dollar increase for salary adjustments and \$1.7 million to the State Patrol for 10.0 additional FTE's in comparison to estimated FY 2019.

The bill would also establish a fire service training revolving fund under the Department's purview. The funding would be appropriated from the fire service training classes. Iowa State University previously performed the accounting related to these fees, but informed the state last fall they were unable to continue their services for the Fire Service Training Bureau.

<u>GENERAL FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Dep. of Public Safety					
Administration	4,734,703	4,734,703	4,734,703	4,734,703	0
Public Safety DCI	14,663,083	15,663,083	15,013,083	15,013,083	350,000
Crime Lab/Equip. Training	650,000	700,000	650,000	650,000	0
Narcotics Enforcement	7,785,873	7,985,873	7,985,873	7,985,873	200,000
Undercover Funds	209,042	259,042	209,042	209,042	0
Fire Marshal	4,965,056	4,965,056	4,965,056	4,965,056	0
Iowa State Patrol	63,926,287	65,926,287	65,626,287	65,626,287	1,700,000
DPS/SPOC Sick Leave	279,517	279,517	279,517	279,517	0
Fire Fighter Training	825,520	825,520	825,520	825,520	0
Department-wide Duties	0	0	1,597,834	1,597,834	1,597,834
Human Trafficking Office	150,000	200,000	150,000	150,000	0
ICSB	115,661	115,661	115,661	115,661	0
Total Dep. of Public Safety	\$98,304,742	\$101,704,742	\$102,152,576	\$102,152,576	\$3,847,834

Total House FY 2019 Department of Public Safety General Fund Appropriation: \$102,152,576

<u>OTHER FUND</u>	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Dept. of Public Safety					
Gaming Enforcement – GEF	10,469,077	10,469,077	10,469,077	0	0
Total Dep. of Public Safety	\$10,469,077	\$10,469,077	\$10,469,077	\$0	\$0

Total House FY 2020 Department of Public Safety Other Fund Appropriation: \$10,469,077

Total House FY 2020 Department of Public Safety Appropriation: \$112,621,653

Civil Rights Commission: the Civil Rights Commission would receive more than \$1.2 million with a \$39,490 increase for salary adjustments in comparison to FY19.

GENERAL FUND	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Civil Rights Commission					
Civil Rights Commission	1,198,266	1,198,266	1,237,756	1,237,756	39,490
Total Civil Rights Commission	\$1,198,266	\$1,198,266	\$1,237,756	\$1,237,756	\$39,490

Total House FY 2020 Civil Rights Commission General Fund Appropriation: \$1,237,756

Criminal and Juvenile Justice Planning Division: The Criminal and Juvenile Justice Planning division (CJJP) would receive \$1.36 million, with a proposed \$16,989 increase for salary adjustments in comparison to FY 2019. A single grant program located in a city with an above average juvenile rate crime in a population greater than 80,000 would receive \$140,000 for studying, planning, programming, and capital to deter juvenile delinquency through early intervention in the criminal justice system.

GENERAL FUND	Estimated FY 2019	SF 615 2020	H-1255 2020	H-1271	H-1271 vs. FY19
Dep. of Human Rights					
CJJP	1,209,410	1,226,399	1,226,399	1,226,399	16,989
Juvenile Justice Grants	0	140,000	0	140,000	140,000
Total Dep. of Human Rights	\$1,209,410	\$1,349,410	\$1,226,399	\$1,366,399	\$156,989

Total House FY 2020 CJJP General Fund Appropriation: \$1,366,399

H1271.2283 to H-1271 (Anderson): This amendment removes Division III language relating to the limitations on the Attorney General's office.

H1271.2282 to H-1271 (Anderson): This amendment allocates \$6.2 million to the Department of Justice's Victim Service Grants.

H1271.2285 to H-1271 (Hunter): This amendment classifies Department of Correctional officers as public safety officials relating to collective bargaining rights.

Ver Schuer, Alison [LEGIS]\G:\Caucus Staff\AVS\Justice Systems Budget\Justice Systems Budget Bill Summary.docx|April 23, 2019|4:27 PM